



ATTORNEYS AT LAW  
90 PARK AVENUE  
NEW YORK, NY 10016-1314  
212.682.7474 TEL  
212.687.2329 FAX  
WWW.FOLEY.COM

WRITER'S DIRECT LINE  
212.338.3411  
plabov@foley.com

CLIENT/MATTER NUMBER  
125232-0101

July 15, 2020

**Via ECF and Fedex**

Honorable James L. Garrity, Jr.  
United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, NY 10004-1408

**RE: *In re Orly Genger,*  
*Case No. 19-13895 (JLG)/Common Interest Privilege***

Dear Judge Garrity,

As you are aware, this firm represents Dalia Genger ("Dalia") in connection with the above-referenced bankruptcy proceeding. We write in opposition to the letter briefs filed by the Debtor and Trustee seeking a determination that the common interest privilege does not apply to communications by and among the Creditor Group and its attorneys, and also, in support of the responses submitted by Sagi Genger ("Sagi"), and Michael Oldner ("Mr. Oldner") as the Trustee of the Orly Genger Trust (the "Orly Trust") (collectively, the "Creditor Group Responses").

Dalia has reviewed, and is in agreement with, the positions taken in the Creditor Group Responses. Moreover, in connection with motion practice on the common interest privilege, Dalia relies upon the statements made in her *Opposition to the Motion to Dismiss the Constructive Trust Complaint and Cross Motion for Summary Judgement* (the "Constructive Trust Complaint Response"), Adv. P. No. 20-01010 [Dkt. No. 19].

Respectfully submitted,

*/s/ Paul J. Labov*

Paul J. Labov

cc: All Counsel of Record (via ECF)